WARNING: Effective December 1, 2009, the 15-day deadline to file schedules and certain other documents under Bankruptcy Rule 1007(c) is shortened to 14 days. For further information, see note at bottom of page 2

#### UNITED STATES BANKRUPTCY COURT

# NOTICE TO CONSUMER DEBTOR(S) UNDER §342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a joint case (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <u>before</u> the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

#### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

# **Chapter 7:** Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, the United States trustee (or bankruptcy administrator), the trustee, or creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.

Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.

The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your

discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.

Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

# <u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

#### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court. The documents and the deadlines for filing them are listed on Form B200, which is posted at <a href="http://www.uscourts.gov/bkforms/bankruptcy\_forms.html#procedure">http://www.uscourts.gov/bkforms/bankruptcy\_forms.html#procedure</a>.

Many filing deadlines change on December 1, 2009. Of special note, 12 rules that set 15 days to act are amended to require action within 14 days, including Rule 1007(c), filing the initial case papers; Rule 3015(b), filing a chapter 13 plan; Rule 8009(a), filing appellate briefs; and Rules 1019, 1020, 2015, 2015.1, 2016, 4001, 4002, 6004, and 6007.

B201B (Form 2 Case 09-46101 Doc 1 Filed 12/04/09 Entered 12/04/09 17:14:11 Desc Main

## Document Page 3 of 39 United States Bankruptcy Court Northern District of Illinois

IN RE:	Case No
Perez, Pedro & Perez, Janette A.	Chapter 7
Debtem(e)	•

Debtor(s)		
	NOTICE TO CONSUMER DEBTO OF THE BANKRUPTCY CODE	OR(S)
Certificate of [Non-A	ttorney] Bankruptcy Petition Prepa	rer
I, the [non-attorney] bankruptcy petition preparer signing notice, as required by § 342(b) of the Bankruptcy Code.	the debtor's petition, hereby certify that I	delivered to the debtor the attached
Printed Name and title, if any, of Bankruptcy Petition Pre Address:	petition the Soci principa the banl	Security number (If the bankruptcy preparer is not an individual, state all Security number of the officer, al, responsible person, or partner of kruptcy petition preparer.) ed by 11 U.S.C. § 110.)
X Signature of Bankruptcy Petition Preparer of officer, prince partner whose Social Security number is provided above.		ed by 11 0.5.e. § 110.)
Cer	tificate of the Debtor	
I (We), the debtor(s), affirm that I (we) have received and	read the attached notice, as required by §	342(b) of the Bankruptcy Code.
Perez, Pedro & Perez, Janette A.	X /s/ Pedro Perez	12/04/2009
Printed Name(s) of Debtor(s)	Signature of Debtor	Date
Case No. (if known)	X /s/ Janette A. Perez	12/04/2009
	Signature of Joint Debtor (in	f any) Date

Instructions: Attach a copy of Form B 201A, Notice to Consumer Debtor(s) Under § 342(b) of the Bankruptcy Code.

Use this form to certify that the debtor has received the notice required by 11 U.S.C. § 342(b) **only** if the certification has **NOT** been made on the Voluntary Petition, Official Form B1. Exhibit B on page 2 of Form B1 contains a certification by the debtor's attorney that the attorney has given the notice to the debtor. The Declarations made by debtors and bankruptcy petition preparers on page 3 of Form B1 also include this certification.

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Case 09-46101 B1 (Official Form 1) (1/08) Doc 1 Filed 12/04/09 Entered 12/04/09 17:14:11 Desc Main Document Page 4 of 39 **United States Bankruptcy Court Voluntary Petition Northern District of Illinois** Name of Debtor (if individual, enter Last, First, Middle): Name of Joint Debtor (Spouse) (Last, First, Middle): Perez, Pedro Perez, Janette A. All Other Names used by the Debtor in the last 8 years All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): (include married, maiden, and trade names): Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all): 2556 EIN (if more than one, state all): 8870 Street Address of Debtor (No. & Street, City, State & Zip Code): Street Address of Joint Debtor (No. & Street, City, State & Zip Code): 81 Pine Avenue 81 Pine Avenue Riverside, IL Riverside, IL ZIPCODE 60546 ZIPCODE 60546 County of Residence or of the Principal Place of Business: County of Residence or of the Principal Place of Business: Cook Mailing Address of Joint Debtor (if different from street address): Mailing Address of Debtor (if different from street address) ZIPCODE ZIPCODE Location of Principal Assets of Business Debtor (if different from street address above): ZIPCODE Type of Debtor **Nature of Business** Chapter of Bankruptcy Code Under Which (Form of Organization) the Petition is Filed (Check one box.) (Check **one** box.) (Check **one** box.) Chapter 7 Health Care Business Chapter 15 Petition for Chapter 9 ✓ Individual (includes Joint Debtors) ☐ Single Asset Real Estate as defined in 11 Recognition of a Foreign Chapter 11 Main Proceeding See Exhibit D on page 2 of this form

Corpo	oration (incluership (If debtor is		LLP) e above entitie	Rai Stoo	lroad ckbroker nmodity Broker			Chapter 12 Chapter 13	Recog	er 15 Petition for nition of a Foreign ain Proceeding
check	this box and	d state type of	entity below.	☐ Oth ————————————————————————————————————	Tax-Exe (Check box	mpt Entity if applicable.) mpt organization ed States Code (tode).	under he		1 U.S.C. red by an ly for a	
		Filing 1	Fee (Check or	ne box)		GI I		Chapter 11 l	Debtors	
Filing Fee to be paid in installments (Applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor Check if:					is a small busing is not a small busing saggregate no	ncontingent liquida	defined in 11	S.C. § 101(51D). U.S.C. § 101(51D). red to non-insiders or		
☐ Filing Fee waiver requested (Applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.  Check all applicable boxes: ☐ A plan is being filed with this pe Acceptances of the plan were sold creditors, in accordance with 11					vith this petition in were solicited pr		m one or more classes of			
Deb Deb	tor estimates tor estimates		ill be available y exempt prop		n to unsecured c		id, there will b	e no funds availab	le for	THIS SPACE IS FOR COURT USE ONLY
Estimate  1-49	d Number of  50-99	Creditors  100-199	200-999	1,000- 5,000	5,001- 10,000	10,001- 25,000	25,001- 50,000	50,001- 100,000	Over 100,000	
Estimate \$0 to \$50,000		\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,000 to \$500 milli		More than \$1 billion	
\$0 to	d Liabilities  \$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million		5500,000,001 on to \$1 billion	More than \$1 billion	

Where Filed:	Case Number:	Date Filed:
Pending Bankruptcy Case Filed by any Spouse, Partner o	r Affiliate of this Debtor (	If more than one, attach additional sheet)
Name of Debtor: None	Case Number:	Date Filed:
District:	Relationship:	Judge:
Exhibit A  (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)  Exhibit A is attached and made a part of this petition.	whose debts I, the attorney for the petiti that I have informed the pe chapter 7, 11, 12, or 13 explained the relief available	Exhibit B eleted if debtor is an individual are primarily consumer debts.) ener named in the foregoing petition, decetitioner that [he or she] may proceed un of title 11, United States Code, and hele under each such chapter. I further ceretor the notice required by § 342(b) of
	X /s/ Gregory M. Berg	12/04/
	Signature of Attorney for Deb	
Exh  (To be completed by every individual debtor. If a joint petition is filed,  Exh  Exh  Exh  Exh  Exh  Exh  Exh  Ex		d attach a separate Exhibit D.)
	hade a part of this petition.	
If this is a joint petition:  Exhibit D also completed and signed by the joint debtor is attacked.	hed a made a part of this petiti	on.
☐ There is a bankruptcy case concerning debtor's affiliate, general	partner, or partnership pendi	ng in this District.
☐ Debtor is a debtor in a foreign proceeding and has its principal p or has no principal place of business or assets in the United States in this District, or the interests of the parties will be served in re	but is a defendant in an action	or proceeding [in a federal or state court]
Certification by a Debtor Who Resident (Check all ap Landlord has a judgment against the debtor for possession of de	plicable boxes.)	
(Name of landlord or les	sor that obtained judgment)	
(Address of la	ndlord or lessor)	

Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and
 Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

Filed 12/04/09

Document

Prior Bankruptcy Case Filed Within Last 8 Years (If more than two, attach additional sheet)

Entered 12/04/09 17:14:11 Desc Main

Date Filed:

Page 5 of 39
Name of Debtor(s):

Case Number:

Perez, Pedro & Perez, Janette A.

Page 2

Doc 1

Case 09-46101 B1 (Official Form 1) (1/08)

filing of the petition.

(This page must be completed and filed in every case)

**Voluntary Petition** 

Location

Where Filed: None

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(Check only one box.)

§ 1515 are attached.

Name of Debtor(s): Perez, Pedro & Perez, Janette A.

### **Voluntary Petition**

(This page must be completed and filed in every case)

# **Signatures**

## Signature(s) of Debtor(s) (Individual/Joint)

Doc 1

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under Chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United State Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X /s/ Pedro Perez

Signature of Debtor

**Pedro Perez** 

X /s/ Janette A. Perez

Signature of Joint Debtor

Janette A. Perez

(312) 388-7959

Telephone Number (If not represented by attorney)

December 4, 2009

#### Printed Name of Foreign Representative

Signature of Foreign Representative

X

#### Signature of Attorney\*

# X /s/ Gregory M. Berg

Signature of Attorney for Debtor(s)

Gregory M. Berg Law Offices Of Steven H. Mevorah & Associates 900 E. Roosevelt Road Lombard, IL 60108 (630) 932-9100 Fax: (630) 932-9868 GBerg@Mevorahlaw.com

#### December 4, 2009

\*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

#### Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

ed Name of Authorized Individual	
of Authorized Individual	

**Signature of Non-Attorney Petition Preparer** 

Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this

petition is true and correct, that I am the foreign representative of a debtor

☐ I request relief in accordance with chapter 15 of title 11, United

☐ Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the

States Code. Certified copies of the documents required by 11 U.S.C.

chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

in a foreign proceeding, and that I am authorized to file this petition.

I declare under penalty of perjury that: 1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; 2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h) and 342(b); 3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social Security Number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)

Address

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.

Date

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. § 110; 18 U.S.C. § 156.

Case 09-46101 Doc 1 B1D (Official Form 1, Exhibit D) (12/09)

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Date: December 4, 2009

Filed 12/04/09 Entered 12/04/09 17:14:11 Desc Main Document Page 7 of 39 United States Bankruptcy Court

Northern District of Illinois

1	of the III District of Infinois
IN RE:	Case No
Perez, Pedro	Chapter 7
	AL DEBTOR'S STATEMENT OF COMPLIANCE COUNSELING REQUIREMENT
do so, you are not eligible to file a bankruptcy case whatever filing fee you paid, and your creditors w	e of the five statements regarding credit counseling listed below. If you cannot e, and the court can dismiss any case you do file. If that happens, you will lose till be able to resume collection activities against you. If your case is dismissed ay be required to pay a second filing fee and you may have to take extra steps
Every individual debtor must file this Exhibit D. If a jo one of the five statements below and attach any documents below.	oint petition is filed, each spouse must complete and file a separate Exhibit D. Check ments as directed.
the United States trustee or bankruptcy administrator	<b>inkruptcy case</b> , I received a briefing from a credit counseling agency approved by that outlined the opportunities for available credit counseling and assisted me in tificate from the agency describing the services provided to me. Attach a copy of the veloped through the agency.
the United States trustee or bankruptcy administrator performing a related budget analysis, but I do not have	<b>inkruptcy case</b> , I received a briefing from a credit counseling agency approved by that outlined the opportunities for available credit counseling and assisted me is a certificate from the agency describing the services provided to me. You must file services provided to you and a copy of any debt repayment plan developed through cy case is filed.
	tees from an approved agency but was unable to obtain the services during the sever lowing exigent circumstances merit a temporary waiver of the credit counseling summarize exigent circumstances here.]
you file your bankruptcy petition and promptly file of any debt management plan developed through t case. Any extension of the 30-day deadline can be also be dismissed if the court is not satisfied with counseling briefing.  4. I am not required to receive a credit counseling briefing.	ou must still obtain the credit counseling briefing within the first 30 days after a certificate from the agency that provided the counseling, together with a copy he agency. Failure to fulfill these requirements may result in dismissal of your granted only for cause and is limited to a maximum of 15 days. Your case may your reasons for filing your bankruptcy case without first receiving a credit briefing because of: [Check the applicable statement.] [Must be accompanied by a
of realizing and making rational decisions with	
☐ Disability. (Defined in 11 U.S.C. § 109(h)(4) participate in a credit counseling briefing in peace ☐ Active military duty in a military combat zone	
5. The United States trustee or bankruptcy administrates not apply in this district.	strator has determined that the credit counseling requirement of 11 U.S.C. § 109(h)
I certify under penalty of perjury that the information	ation provided above is true and correct.
Signature of Debtor: /s/ Pedro Perez	

Case 09-46101 Doc 1

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B1D (Official Form 1, Exhibit D) (12/09)

Document Page 8 of 39 **United States Bankruptcy Court Northern District of Illinois** 

IN DE.	Core No.
IN RE:	Case No.
Perez, Janette A.	Chapter 7
Debtor(s)	•
	DEBTOR'S STATEMENT OF COMPLIANCE UNSELING REQUIREMENT
CREDIT CO	UNSELING REQUIREMENT
	the five statements regarding credit counseling listed below. If you cannot
	d the court can dismiss any case you do file. If that happens, you will lose e able to resume collection activities against you. If your case is dismissed

and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities. Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check

one of the five statements below and attach any documents as directed.

✓ 1. Within the 180 days <b>before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
2. Within the 180 days <b>before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed.
3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the seven

days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit

4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied motion for determination by the court.]	l by a
Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapof realizing and making rational decisions with respect to financial responsibilities.);	pable
Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable efformaticipate in a credit counseling briefing in person, by telephone, or through the Internet.);	rt, to
Active military duty in a military combat zone.	
5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 16 does not apply in this district.	09(h)

I certify under penalty of perjury that the information provided above is true and correct.

requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]

Signature of Debtor:	/s/ Janette A. Perez	
-		

Date: December 4, 2009

counseling briefing.

 $_{B6\,Summary}$  (Case 09-46101 Doc 1

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Desc Main

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United States	Bankru	ptcy	Cour
Northern D	istrict o	f Illin	ois

IN RE:	Case No.
Perez, Pedro & Perez, Janette A.	Chapter 7
= · · · · · ·	-

Debtor(s)

### SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NUMBER OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	\$ 210,000.00		
B - Personal Property	Yes	3	\$ 30,305.00		
C - Property Claimed as Exempt	Yes	1			
D - Creditors Holding Secured Claims	Yes	1		\$ 257,718.89	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	2		\$ 6,872.79	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	4		\$ 74,157.08	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	1			\$ 9,354.54
J - Current Expenditures of Individual Debtor(s)	Yes	1			\$ 9,537.10
	TOTAL	16	\$ 240,305.00	\$ 338,748.76	

Form 6 - Statistical Statistic

Document Page 10 of 39 United States Bankruptcy Court Northern District of Illinois

IN RE:	Case No.
Perez, Pedro & Perez, Janette A.	Chapter 7
Debtor(s)	

### STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	\$ 0.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	\$ 6,872.79
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	\$ 0.00
Student Loan Obligations (from Schedule F)	\$ 0.00
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	\$ 0.00
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	\$ 0.00
TOTAL	\$ 6,872.79

#### **State the following:**

Average Income (from Schedule I, Line 16)	\$ 9,354.54
Average Expenses (from Schedule J, Line 18)	\$ 9,537.10
Current Monthly Income (from Form 22A Line 12; <b>OR</b> , Form 22B Line 11; <b>OR</b> , Form 22C Line 20)	\$ 5,227.41

#### **State the following:**

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 22,718.89
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.	\$ 6,872.79	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		\$ 0.00
4. Total from Schedule F		\$ 74,157.08
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		\$ 96,875.97

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Debtor(s)

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IN RE Perez, Pedro & Perez, Janette A

Case No.

(If known)

#### **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether the husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

DESCRIPTION AND LOCATION OF PROPERTY	NATURE OF DEBTOR'S INTEREST IN PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTORS INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION	AMOUNT OF SECURED CLAIM
Residential real estate property commonly known as: 3619 S. 58th Crt., Cicero, IL 60804-4269		J	210,000.00	224,519.96
58th Crt., Cicero, IL   60804-4269				
	1			

TOTAL

210,000.00

(Report also on Summary of Schedules)

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IN RE Perez, Pedro & Perez, Janette A

\_\_\_\_\_ Case No. \_

(If known)

#### **SCHEDULE B - PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether the husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

	TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
1.	Cash on hand.		Cash on hand	J	20.00
2.	Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.		Citibank  Checking Acct #921047280  Citibank	J	100.00
	cooperatives.		Savings Acct #921047298 Citibank Business	J	400.00
			Checking Acct #800808553 Citibank Business	J	100.00
			Savings Acct# 40000271912		
3.	Security deposits with public utilities, telephone companies, landlords, and others.		Security Deposit to landlord on rental residential property	J	915.00
4.	Household goods and furnishings, include audio, video, and computer equipment.		Miscellaneous household goods	J	600.00
5.	Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.		Miscellaneous CDs, Pictures & Books	J	40.00
6.	Wearing apparel.		Miscellaneous wearing apparel	J	100.00
	Furs and jewelry.	Х			
8.	Firearms and sports, photographic, and other hobby equipment.		Firearms: 1 rifle and 1 gun	J	530.00
9.	Interest in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	X			
10.	Annuities. Itemize and name each issue.	Х			

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IN RE Perez, Pedro & Perez, Janette A.

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Debtor(s)

(If known)

# SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)

					<del>,                                      </del>
	TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
11.	Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	X			
12.	Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	X			
13.	Stock and interests in incorporated and unincorporated businesses.  Itemize.	Х			
14.	Interests in partnerships or joint ventures. Itemize.	Х			
15.	Government and corporate bonds and other negotiable and non-negotiable instruments.	Х			
16.	Accounts receivable.	X			
17.	Alimony, maintenance, support, and property settlements in which the debtor is or may be entitled. Give particulars.	X			
18.	Other liquidated debts owed to debtor including tax refunds. Give particulars.	X			
19.	Equitable or future interest, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X			
20.	Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X			
21.	Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	X			
22.	Patents, copyrights, and other intellectual property. Give particulars.	Х			
23.	Licenses, franchises, and other general intangibles. Give particulars.	Х			
24.	Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	X			
25.	Automobiles, trucks, trailers, and other vehicles and accessories.		1996 Toyota Tercel 1999 Kenworth W900LTruck (business)	J	2,500.00 25,000.00

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# **SCHEDULE B - PERSONAL PROPERTY** (Continuation Sheet)

	not already listed. Itemize.				
1	Farm supplies, chemicals, and feed.  Other personal property of any kind	X X			
33.	Farming equipment and implements.	Х			
	Crops - growing or harvested. Give particulars.	X			
I	Inventory. Animals.	X			
	Machinery, fixtures, equipment, and supplies used in business.	X			
	Office equipment, furnishings, and supplies.	X			
27.	Aircraft and accessories.	X			
26.	Boats, motors, and accessories.	Х		I	
	TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
				T,	

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### SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

Debtor elects the exemptions to which debtor is entitled under: (Check one box)

Check if debtor claims a homestead exemption that exceeds \$136,875.

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11 U.S.C. § 522(b)(2) 11 U.S.C. § 522(b)(3)

¥ 11 0.5.c. § 322(0)(3)			
DESCRIPTION OF PROPERTY	SPECIFY LAW PROVIDING EACH EXEMPTION	VALUE OF CLAIMED EXEMPTION	CURRENT VALUE OF PROPERTY WITHOUT DEDUCTING EXEMPTIONS
SCHEDULE A - REAL PROPERTY			
Residential real estate property commonly known as: 3619 S. 58th Crt., Cicero, IL 60804-4269	735 ILCS 5 §12-901	30,000.00	210,000.00
SCHEDULE B - PERSONAL PROPERTY			
Cash on hand	735 ILCS 5 §12-1001(b)	20.00	20.00
Citibank	735 ILCS 5 §12-1001(b)	100.00	100.00
Savings Acct #921047298			
Citibank Business	735 ILCS 5 §12-1001(b)	400.00	400.00
Checking Acct #800808553			
Citibank	735 ILCS 5 §12-1001(b)	100.00	100.00
Business			
Savings Acct# 40000271912			
Security Deposit to landlord on rental residential property	735 ILCS 5 §12-1001(b)	915.00	915.00
Miscellaneous household goods	735 ILCS 5 §12-1001(b)	600.00	600.00
Miscellaneous CDs, Pictures & Books	735 ILCS 5 §12-1001(a)	40.00	40.00
Miscellaneous wearing apparel	735 ILCS 5 §12-1001(a)	100.00	100.00
Firearms: 1 rifle and 1 gun	735 ILCS 5 §12-1001(b)	530.00	530.00
1996 Toyota Tercel	735 ILCS 5 §12-1001(c)	2,500.00	2,500.00

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IN RE Perez, Pedro & Perez, Janette A

Case No. Debtor(s)

(If known)

#### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. <b>6930325070571</b>		J	Primary mortgage on real estate				189,018.94	
HomEQ Servicing 701 Corporate Center Drive NC4741 Raleigh, NC 27607			commonly known as: 3619 S. 58th Ct., Cicero, IL 60804-4269					
			VALUE \$ 210,000.00					
ACCOUNT NO. <b>6930325070589</b>		J	Secondary mortgage on real estate				35,501.02	14,519.96
HomEQ Servicing 701 Corporate Center Drive NC4741 Raleigh, NC 27607			property commonly known as: 3619 S. 58th Ct., Cicero, IL 60804-4269.					
			VALUE \$ 210,000.00					
ACCOUNT NO. <b>5384478075</b>		J	Installment Loan - 1999 Kenworth W900L				33,198.93	8,198.93
National City Consumer Loan Services PO Box 5570 Cleveland, OH 44101			Truck					
			VALUE \$ 25,000.00					
ACCOUNT NO.			VALUE \$					
0 continuation sheets attached		•	(Total of th		otot		\$ 257,718.89	\$ 22,718.89
			(Use only on la		Totage		\$ 257,718.89	\$ 22,718.89

(Report also on Summary of Schedules.)

(If applicable, report also on Statistical Summary of Certain Liabilities and Related Data.)

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IN RE Perez, Pedro & Perez, Janette A.

1 continuation sheets attached

Debtor(s)

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#### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data. © 1993-2009 EZ-Filing, Inc. [1-800-998-2424] - Forms Software Only Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E. TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets) **Domestic Support Obligations** Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1). Extensions of credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3). Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950\* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4). Contributions to employee benefit plans Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5). Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,400\* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6). Deposits by individuals Claims of individuals up to \$2,425\* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7). **▼** Taxes and Certain Other Debts Owed to Governmental Units Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8). Commitments to Maintain the Capital of an Insured Depository Institution Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9). Claims for Death or Personal Injury While Debtor Was Intoxicated Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

\* Amounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

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Case No. \_ Debtor(s)

# SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS (Continuation Sheet)

### **Taxes and Other Certain Debts Owed to Governmental Units**

(Type of Priority for Claims Listed on This Sheet)

			(Type of Priority for Claims Listed on This Sheet	)						
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER. (See Instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM	CONTINGENT	UNLIQUIDATED	PISBITTED	A TO ISIA	AMOUNT OF CLAIM	AMOUNT ENTITLED TO PRIORITY	AMOUNT NOT ENTITLED TO PRIORITY, IF ANY
ACCOUNT NO. <b>P96652747</b>	T	J	2008 Illinois Income taxes			t	$\dagger$			
Illinois Department Of Revenue P.O. Box 1040 Galesburg, IL 61402-1040								890.00	890.00	
ACCOUNT NO. XXX-XX-2556		J	2007 Federal Income taxes.							
Internal Revenue Service STOP 6692 AUSC Austin, TX 73301-0021								3,082.12	3,082.12	
ACCOUNT NO. XXX-XX-2556		J	2008 Federal Income taxes							
Internal Revenue Service STOP 6692 AUSC Austin, TX 73301-0021								2,900.67	2,900.67	
ACCOUNT NO.										
ACCOUNT NO.	_									
ACCOUNT NO.										
Sheet no. 1 of 1 continuation sheets Schedule of Creditors Holding Unsecured Priority	s att	ached	to	Sub			ф.	6,872.79	\$ 6,872. <b>79</b>	¢
			(Totals of the sedule E. Report also on the Summary of Sch	-	Γot	al	\$	6,872.79	0,012.19	φ
(Us	e o	nly on	last page of the completed Schedule E. If ap al Summary of Certain Liabilities and Relate	plic	Fota	al le,			\$ 6,872.79	\$

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IN RE Perez, Pedro & Perez, Janette A

Debtor(s)

Case No.

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured nonpriority claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. 3727-343802-81000		Н	Miscellaneous credit card charges				
American Express NCO Financial Systems, Inc. P.O. Box 15773 Wilmington, DE 19850-5773							10,737.73
ACCOUNT NO. 3767-306849-31007		w	Miscellaneous credit card charges			П	
American Express Bank Aegis PO Box 10908 San Rafeal, CA 94912-0908							9,078.26
ACCOUNT NO. <b>7001063108598188</b>		w	Miscellaneous credit card charges			П	
Best Buy, HSBC Bank, N.A. LDG Financial Services, LLC P.O. Box 924073 Norcross, GA 30010-6070							1,187.00
ACCOUNT NO. <b>41735560 5372</b>		J	Water and sewer services rendered			П	,
Bureau Of Water & Sewer Town Of Cicero 4949 W. Cermak Road Cicero, IL 60804							434.23
3 continuation sheets attached		I	(Total of th		age	e)	\$ 21,437.22
			(Use only on last page of the completed Schedule F. Repor the Summary of Schedules and, if applicable, on the S Summary of Certain Liabilities and Relate	t als	stica	n al	\$

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# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

		(1	Continuation Sneet)				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. <b>1062-7914-5533-08</b>		w	Repossessed 2003 Mercedes C230 on September	П		H	
Chase PO Box 9001800 Louisville, KY 40290-1800			4, 2008.				
ACCOUNT NO. <b>4266-8410-8929-2278</b>		J	Miscellaneous credict card charges				4,303.97
Chase Cardmember Services PO Box 15153 Wilmington, DE 19886							8,222.54
ACCOUNT NO. <b>5401-6830-4310-2729</b>	H	w	Miscellaneous credit card charges				0,222.34
Chase Cardmember Services PO Box 15153 Wilmington, DE 19886-5153							4,727.80
ACCOUNT NO. <b>4266-8410-6720-5268</b>		Н	Miscellaneous credit card charges				
Chase Cardmember Services PO Box 15153 Wilmington, DE 19886-5153							2,724.89
ACCOUNT NO. <b>4266-8410-4755-6939</b>		w	Miscellaneous credit card charges				
Chase Cardmember Services PO Box 15153 Wilmington, DE 19886-5153							610.31
ACCOUNT NO.			Assignee or other notification for:				010.31
Enhanced Recovery Corporation 8014 Bayberry Rd Jacksonville, FL 32256-7412			Chase				
ACCOUNT NO. <b>5049-9413-9193-3816</b>		w	Servicer for Citibank credit card. Miscellaneous	H			
Citibank Capital Management Services, LP 726 Exchange Street, Ste 700 Buffalo, NY 14210			household purchases.				•••
Sheet no. 1 of 3 continuation sheets attached to	L			Sub	tots		981.32
Schedule of Creditors Holding Unsecured Nonpriority Claims			(Total of th	is p	age	)	\$ 21,570.83
			(Use only on last page of the completed Schedule F. Repor the Summary of Schedules, and if applicable, on the S	t als		n	

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(Use only on last page of the completed Schedule F. Report also on the Summary of Schedules, and if applicable, on the Statistical Summary of Certain Liabilities and Related Data.) \$

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(If known)

IN RE Perez, Pedro & Perez, Janette A.

Debtor(s)

Case No. \_

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

		(1	Continuation Sheet)					
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED		AMOUNT OF CLAIM
ACCOUNT NO. <b>6011-0076-2535-3767</b>		Н	Miscellaneous credit card charges				1	
Discover Card Nationwide Credit, Inc. P.O. Box 740640 Atlanta, GA 30374-0640			, and the second					4,760.64
ACCOUNT NO. <b>6011-0075-6458-7359</b>		w	Miscellaneous credit card charges					
Discover Financial Services Capital Management Services, LP 726 Exchange Street Suite 700 Buffalo, NY 14210-1494								8,772.00
ACCOUNT NO. <b>00863520540</b>		J	Repossessed 2001 BMW 3-Series on July 22,				<u> </u>	-,
Fifth Third Bank PO Box 63900 CC 3110 Cincinnati, OH 45263-0900	-		2008.					6,848.41
ACCOUNT NO. <b>6035320166113660</b>		w	Miscellaneous credit card charges			_		0,040.41
Home Depo Credit Services, Citibank (South Dakota), N.A./Citicorp Citi Srvcs PO Box 689105 Des Moines, IA 50368-9105			, and the second					1,803.07
ACCOUNT NO. <b>6035320277178750</b>		Н	Miscellaneous Credit Card Purchases					,
Home Depot Credit Services Processing Center Des Moines, IA 50364-0500	-							4,585.00
ACCOUNT NO. <b>6004300109932662</b>		Н	Miscellaneous credit card purchases	+			+	+,505.00
Menards Retail Services PO Box 17602 Baltimore, MD 21297-1602	-		·					913.00
ACCOUNT NO. <b>301-10296860</b>		Н		$\dagger$		H	$\vdash$	2.3.00
RAB Inc. Regional Adjustment Bureau, Inc. P.O. Box 34111 Memphis, TN 38184-0111								1,049.98
Sheet no. 2 of 3 continuation sheets attached to	-			Sub			_	
Schedule of Creditors Holding Unsecured Nonpriority Claims			(Total of t  (Use only on last page of the completed Schedule F. Repo the Summary of Schedules, and if applicable, on the S Summary of Certain Liabilities and Relat	rt als Statis	Foto o o	al on al	\$	28,732.10

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Summary of Certain Liabilities and Related Data.) \$

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the Summary of Schedules, and if applicable, on the Statistical

Summary of Certain Liabilities and Related Data.)

74,157.08

Desc Main

IN RE Perez, Pedro & Perez, Janette A.

Debtor(s)

Case No. \_ (If known)

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

		(	Continuation Sheet)				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. <b>5049941012936917</b>	t	w	Miscellaneous credit card purchases		T	T	
Sears Charge Plus, Citi Cards Card Services Center P.O. Box 6276 Sioux Falls, SD 57117							57.93
ACCOUNT NO. <b>5049941391933816</b>		w	Miscellaneous credit card purchases	_	+		
Sears Credit Cards PO Box 183081 Columbus, OH 43218-3081							2,359.00
ACCOUNT NO.					-		2,359.00
ACCOUNT NO.							
				_			
ACCOUNT NO.							
ACCOUNT NO.						-	
ACCOUNT NO.							
Sheet no3 of3 continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims			(Total of			e)	\$ 2,416.93
			(Use only on last page of the completed Schedule F. Rep	ort als	so c	on	

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IN RE Perez, Pedro & Perez, Janette A.

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# SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

NAME AND MAILING ADDRESS, INCLUDING ZIP CODE OF OTHER PARTIES TO LEASE OR CONTRACT	DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT.
eph Krichevsky Rivershire Ct colnshire, IL 60069	Residential rental lease Expiration date: July, 2009 Security deposit \$915.00 Monthly rent \$915.00

 $_{B6H \, (Official \, PGASE_{I})} Q_{II} A 6101 \quad Doc \, 1$ 

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IN RE Perez, Pedro & Perez, Janette A.

\_ Case No. \_

**SCHEDULE H - CODEBTORS** 

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR

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(If known)

IN RE Perez, Pedro & Perez, Janette A

Case No. Debtor(s)

#### SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on From 22A, 22B, or 22C.

Debtor's Marital Status	DEPENDENTS OF	F DEBTOR AND	SPOU	SE		
Married	RELATIONSHIP(S):				AGE(S)	:
EMPLOYMENT:	DEBTOR			SPOUSE		
Occupation						
Name of Employer						
How long employed						
Address of Employer						
INCOME: (Estimate of ave	erage or projected monthly income at time case filed)			DEBTOR		SPOUSE
	ages, salary, and commissions (prorate if not paid mon	thly)	\$	DEDIOR	\$	SI OUSL
2. Estimated monthly overting		iuiiy)	\$ —		\$ ——	
3. SUBTOTAL			\$	0.00	\$	0.00
4. LESS PAYROLL DEDU	ICTIONS		<u> </u>		<del></del>	
a. Payroll taxes and Social			\$		\$	
b. Insurance			\$		\$	
c. Union dues			\$		\$	
d. Other (specify)			\$		\$	
			<u>\$</u>		\$	
5. SUBTOTAL OF PAYR			\$	0.00		0.00
6. TOTAL NET MONTHI	LY TAKE HOME PAY		\$	0.00	\$	0.00
7. Regular income from ope	eration of business or profession or farm (attach detaile	ed statement)	\$	9,354.54	\$	
8. Income from real property	у		\$		\$	
9. Interest and dividends		•	\$		\$	
10. Alimony, maintenance of that of dependents listed about	or support payments payable to the debtor for the debtor	or's use or	Φ		¢	
11. Social Security or other			<b>"</b> —		Φ	
	go verimient assistance		\$		\$	
(2F::=5)			\$		\$	
12. Pension or retirement in	come		\$		\$	
13. Other monthly income						
(Specify)			\$		\$	
			\$		\$	
			\$		<b>y</b>	
14. SUBTOTAL OF LINE	CS 7 THROUGH 13		\$	9,354.54	\$	
15. AVERAGE MONTHL	LY INCOME (Add amounts shown on lines 6 and 14)		\$	9,354.54	\$	0.00
16. COMBINED AVERAG	GE MONTHLY INCOME: (Combine column totals	from line 15:				
	epeat total reported on line 15)	- ,		\$	9,354.	54

(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: Debtor began taking courses for his GED at Morton Community College in October of 2009. His income has decreased due to less time on the road since he started taking his classes.

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IN RE Perez, Pedro & Perez, Janette A.

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Debtor(s)

\_ Case No. \_\_\_ (If known)

# SCHEDILE L. CURRENT EXPENDITURES OF INDIVIDUAL DERTOR(S)

SCHEDULE 3 - CURRENT EATENDITURES OF INDIVIDUAL DEDITOR	3)
Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case filed. Prorate quarterly, semi-annually, or annually to show monthly rate. The average monthly expenses calculated on this form may differ from the ded on Form22A or 22C.	
Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete	a separate schedule of
expenditures labeled "Spouse."	a separate seriesare of
1. Rent or home mortgage payment (include lot rented for mobile home)	\$ 915.00
a. Are real estate taxes included? Yes No ✓	Ψ
b. Is property insurance included? Yes No	
2. Utilities:	
a. Electricity and heating fuel	\$ 65.00
b. Water and sewer	\$\$
c. Telephone	\$ 125.00
d. Other Cable/Cell Phone	\$ 250.00
d. Other dubic/delia mone	\$
3. Home maintenance (repairs and upkeep)	\$
4. Food	\$ 530.00
5. Clothing	\$ 160.00
6. Laundry and dry cleaning	\$ 15.00
7. Medical and dental expenses	\$ 208.00
8. Transportation (not including car payments)	\$ 500.00
9. Recreation, clubs and entertainment, newspapers, magazines, etc.	\$ 150.00
10. Charitable contributions	\$ 40.00
11. Insurance (not deducted from wages or included in home mortgage payments)	Ψ
a. Homeowner's or renter's	\$ 38.00
b. Life	\$
c. Health	\$
d. Auto	\$ 120.00
e. Other	\$
e. outer	\$
12. Taxes (not deducted from wages or included in home mortgage payments)	+
(Specify) Estimated Income Taxes	\$ 1,031.75
(~F)/	
13. Installment payments: (in chapter 11, 12 and 13 cases, do not list payments to be included in the plan)	_ :
a. Auto	\$
b. Other Truck	\$ 752.22
	<u> </u>
14. Alimony, maintenance, and support paid to others	\$
15. Payments for support of additional dependents not living at your home	\$
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)	\$ 4,377.13
17. Other Personal Supplies	\$ 50.00
Miscellaneous	\$ 160.00
	\$
<b>18. AVERAGE MONTHLY EXPENSES</b> (Total lines 1-17. Report also on Summary of Schedules and, if	
applicable, on the Statistical Summary of Certain Liabilities and Related Data.	\$9,537.10
19. Describe any increase or decrease in expenditures anticipated to occur within the year following the filing of	this document:
None	

# 20. STATEMENT OF MONTHLY NET INCOME

a. Average monthly income from Line 15 of Schedule I	\$ 9,354.54
b. Average monthly expenses from Line 18 above	\$ 9,537.10
c Monthly net income (a minus b)	\$ -182.56

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(If known)

IN RE Perez, Pedro & Perez, Janette A.

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Debtor(s)

Case No.

#### DECLARATION CONCERNING DEBTOR'S SCHEDULES

#### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of **18** sheets, and that they are true and correct to the best of my knowledge, information, and belief. Date: December 4, 2009 Signature: /s/ Pedro Perez **Pedro Perez** Signature: /s/ Janette A. Perez Date: December 4, 2009 (Joint Debtor, if any) Janette A. Perez [If joint case, both spouses must sign.] DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. § 110) I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342 (b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required by that section. Printed or Typed Name and Title, if any, of Bankruptcy Petition Preparer Social Security No. (Required by 11 U.S.C. § 110.) If the bankruptcy petition preparer is not an individual, state the name, title (if any), address, and social security number of the officer, principal, responsible person, or partner who signs the document. Address Signature of Bankruptcy Petition Preparer Date Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document, unless the bankruptcy petition preparer is not an individual: If more than one person prepared this document, attach additional signed sheets conforming to the appropriate Official Form for each person. A bankruptcy petition preparer's failure to comply with the provision of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156. DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

# (the president or other officer or an authorized agent of the corporation or a member or an authorized agent of the partnership) of the (corporation or partnership) named as debtor in this case, declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of \_\_\_\_\_ sheets (total shown on summary page plus 1), and that they are true and correct to the best of my knowledge, information, and belief.

(Print or type name of individual signing on behalf of debtor)

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

Signature:

# Case 09-46101 Doc 1 Filed 12/04/09 Entered 12/04/09 17:14:11 Desc Main Document Page 28 of 39 United States Bankruptcy Court Northern District of Illinois

IN RE:			Case No								
Perez, Pedro & Perez, Janette A.		Chapte	er <b>7</b>								
Debtor(s)		•									
BUSINES	SS INCOME AND EXPENSI	ES									
FINANCIAL REVIEW OF THE DEBTOR'S BUS	SINESS (Note: ONLY INCLUD	E informati	ion directly re	lated to	the business						
operation.)											
PART A - GROSS BUSINESS INCOME FOR THE P	PREVIOUS 12 MONTHS:										
1. Gross Income For 12 Months Prior to Filing:		\$									
PART B - ESTIMATED AVERAGE FUTURE GROS	SS MONTHLY INCOME:										
2. Gross Monthly Income:				\$	9,354.54						
PART C - ESTIMATED FUTURE MONTHLY EXP	ENSES:										
<ol> <li>Net Employee Payroll (Other Than Debtor)</li> <li>Payroll Taxes</li> <li>Unemployment Taxes</li> <li>Worker's Compensation</li> <li>Other Taxes</li> <li>Inventory Purchases (Including raw materials)</li> <li>Purchase of Feed/Fertilizer/Seed/Spray</li> <li>Rent (Other than debtor's principal residence)</li> <li>Utilities</li> <li>Office Expenses and Supplies</li> <li>Repairs and Maintenance</li> <li>Vehicle Expenses</li> <li>Travel and Entertainment</li> <li>Equipment Rental and Leases</li> <li>Legal/Accounting/Other Professional Fees</li> <li>Insurance</li> <li>Employee Benefits (e.g., pension, medical, etc.)</li> <li>Payments to be Made Directly by Debtor to Secur Business Debts (Specify):</li> </ol>	ared Creditors for Pre-Petition	\$ \$	333.33 45.83 244.00 1,417.58 1,632.89								
21. Other (Specify): Truck Storage License Plates	160.00 192.50	\$	352.50								
22. Total Monthly Expenses (Add items 3-21)				\$	4,377.13						
PART D - ESTIMATED AVERAGE <u>NET</u> MONTHL	Y INCOME										
23. AVERAGE NET MONTHLY INCOME (Subt	tract Item 22 from Item 2)			\$	4,977.41						

# Document Page 29 of 39 **United States Bankruptcy Court**

Northern District of Illinois

IN RE:	Case No
Perez, Pedro & Perez, Janette A.	Chapter 7
Debtor(s)	_ 1

#### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 -25. If the answer to an applicable question is "None," mark the box labeled "None." If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. I1 U.S.C. § 101.

#### 1. Income from employment or operation of business

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE

0.00 Year to date income 2009 - Husband

135,152.00 2008 income - Husband

110,267.01 2007 income - Husband

24,860.27 2006 income - Husband

9,372.27 2008 income - Wife

28,609.78 2007 income - Wife

26,104.32 2006 income - Wife

#### 2. Income other than from employment or operation of business

State the amount of income received by the debtor other than from employment, trade, profession, operation of the debtor's business during the two years immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

	Case 09-46101	Doc 1	Filed 12/04/09 Document	Entered 1 Page 30 of	2/04/09 17:14:11 39	Desc M	1ain	
	yments to creditors lete a. or b., as appropriate, and	<i>c</i> .		3				
None	a. Individual or joint debtor(s) we debts to any creditor made within constitutes or is affected by such a domestic support obligation of counseling agency. (Married deb petition is filed, unless the spous	n <b>90 days</b> in transfer is l or as part of tors filing u	nmediately preceding the less than \$600. Indicate f an alternative repayment ander chapter 12 or chapter	e commencement with an asterisk (* ent schedule unde ter 13 must include	of this case unless the agg (any payments that were there a plan by an approved)	regate value made to a cre nonprofit bu	of all property that ditor on account of adgeting and credit	
Natio P.O.	E AND ADDRESS OF CREDITO onal City Consumer Loan Ser Box 5570 eland, OH 44101		DATES OF I December, November, October, 20	2009 2009		MOUNT PAID <b>2,256.66</b>	AMOUNT STILL OWING 28,000.00	
1999	Kenworth W900L Truck							
	preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,475. If the debtor is an individual, indicate with an asterisk (*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)							
	a joint petition is filed, unless the	e spouses ar	re separated and a joint	petition is not file				
None	ts and administrative proceedin a. List all suits and administrative bankruptcy case. (Married debto not a joint petition is filed, unles	ve proceeding rs filing und	ngs to which the debtor der chapter 12 or chapte	is or was a party r 13 must include	information concerning ei			
AND U. S. et al.	CION OF SUIT CASE NUMBER Bank National Association, vs. Perez, et al. CH 29945			Illinois, Co Chancery Richard J	ATION ourt of Cook County, ounty Department,	STATUS DISPOSITION Pending		
	b. Describe all property that has the commencement of this case. or both spouses whether or not a	(Married de	ebtors filing under chap	ter 12 or chapter 1	13 must include information	on concerning		
5. Rej	possessions, foreclosures and ref	turns						
None	List all property that has been repetite seller, within <b>one year</b> immediately include information concerning point petition is not filed.)	ediately prec	ceding the commenceme	ent of this case. (N	Aarried debtors filing unde	er chapter 12	or chapter 13 must	
			DATE OF RI FORECLOS	EPOSSESSION, URE SALE,	DESCRIPTION AND	VALUE		

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FORECLOSURE SALE,

TRANSFER OR RETURN OF PROPERTY

09/04/2008 2003 Mercedes Benz automobile

\$10,780.00

July 22, 2008 2001 BMW 3-Series automobile

\$10,335.00

**Chase Auto Finance** P.O. Box 9001800 Louisville, KY 40290-1800 Fifth Third Bank P.O. Box 63900 CC3110

NAME AND ADDRESS OF CREDITOR OR SELLER

Cincinnati, OH 45263-0900

	Case 09-46101	Doc 1	Filed 12/04/09  Document	Entered 12/04/09 Page 31 of 39	9 17:14:11	Desc Main
6. As	signments and receiverships			3		
None	a. Describe any assignment of pro (Married debtors filing under cha unless the spouses are separated	pter 12 or ch	apter 13 must include a			
None	b. List all property which has bee commencement of this case. (Mar spouses whether or not a joint pe	rried debtor	s filing under chapter 12	or chapter 13 must include i	nformation conc	erning property of either or both
7. Gi	fts					
None	List all gifts or charitable contrib gifts to family members aggregate per recipient. (Married debtors fi a joint petition is filed, unless the	ing less than ling under o	\$200 in value per indiv hapter 12 or chapter 13	idual family member and cha must include gifts or contrib	aritable contribu	tions aggregating less than \$100
8. Lo	sses					
None	List all losses from fire, theft, ot commencement of this case. (M a joint petition is filed, unless the	arried debto	ors filing under chapter 1	2 or chapter 13 must includ	ng the commend e losses by eithe	ement of this case <b>or since the</b> r or both spouses whether or not
9. Pa	yments related to debt counselin	g or bankr	uptcy			
None	List all payments made or proper consolidation, relief under bankr of this case.					
Stev 900 I	IE AND ADDRESS OF PAYEE en H. Mevorah & Associates East Roosevelt bard, IL 60148			AYMENT, NAME OF OTHER THAN DEBTOR 08		F MONEY OR DESCRIPTION AND VALUE OF PROPERTY <b>2,200.00</b>
Lega	l representation regarding b	ankruptcy	filing.			
219	Bankruptcy Court S. Dearborn ago, IL 60604		November,	2008		299.00
Banl	cruptcy filing fee.					
10. 0	ther transfers					
None	a. List all other property, other th absolutely or as security within to chapter 13 must include transfers petition is not filed.)	two years i	mmediately preceding t	he commencement of this ca	ase. (Married de	btors filing under chapter 12 or
None	b. List all property transferred by device of which the debtor is a b		vithin <b>ten years</b> immedia	ntely preceding the commenc	cement of this cas	se to a self-settled trust or similar
11. C	losed financial accounts					
None	List all financial accounts and in transferred within <b>one year</b> immore certificates of deposit, or other in brokerage houses and other finant accounts or instruments held by a petition is not filed.)	nediately pr nstruments; ncial institu	receding the commence shares and share accou- tions. (Married debtors	ment of this case. Include nts held in banks, credit unfiling under chapter 12 or c	checking, saving ions, pension fur chapter 13 must	gs, or other financial accounts, nds, cooperatives, associations, include information concerning
NAM Chas	IE AND ADDRESS OF INSTITU	TION		NUMBER OF ACCOUNT INT OF FINAL BALANCE ccount		ND DATE OF SALE G

355 Rivershire Court Lincolnshire, IL 60069 Chase 355 Rivershire Court Lincolnshire, IL 60069 #704955640

08/2008

Savings account #2339547446 \$0.00 08/2008 Case 09-46101 Doc 1 Filed 12/04/09 Entered 12/04/09 17:14:11 Desc Main

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Business Money Market

#986892833 08/2008

Royal Oak, MI 48068-8043

National City Bank

P.O. Box 8043

Royal Oak, MI 48068-8043

National City Bank P.O. Box 8043

**National City Bank** 

P.O. Box 8043

Royal Oak, MI 48068-8043

**Small Business Checking account** 

#983992978 05/30/2008

Savings account

#9060806863 05/30/2008

#### 12. Safe deposit boxes

None List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 13. Setoffs

None List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within **90 days** preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 14. Property held for another person

None List all property owned by another person that the debtor holds or controls.

 $\checkmark$ 

#### 15. Prior address of debtor

None If debtor has moved within **three years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS 3619 South 58th Court Cicero, Illinois 60804 NAME USED
Pedro Perez & Janette Perez

DATES OF OCCUPANCY
February, 2004 through June,
2008

#### 16. Spouses and Former Spouses

None

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within **eight years** immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

#### 17. Environmental Information

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

None

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law.

None b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

#### 18. Nature, location and name of business

**~** 

a. *If the debtor is an individual*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within **six years** immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

None

b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

[If completed by an individual or individual and spouse]

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date: December 4, 2009

Signature /s/ Pedro Perez

of Debtor

Pedro Perez

Signature /s/ Janette A. Perez

of Joint Debtor

(if any)

Janette A. Perez

\_\_\_\_\_\_**0** continuation pages attached

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. § 152 and 3571.

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Document	Page 34 of 39
<b>United States</b>	Page 34 of 39 Bankruptcy Court
Northern D	istrict of Illinois

IN RE:			Case No.	
Perez, Pedro & Perez, Janette A.		Chapter <b>7</b>		
	Debtor(s)			
CHAPTER 7 IN	DIVIDUAL DEBTO	PR'S STATEMENT	r of intention	
<b>PART A</b> – Debts secured by property of the estate. Attach additional pages if necessary		fully completed for <b>E</b>	ACH debt which is secured by property of the	
Property No. 1				
Creditor's Name: HomEQ Servicing		Describe Property Securing Debt: Residential real estate property commonly known as: 3619 \$		
Property will be ( <i>check one</i> ):  ✓ Surrendered ☐ Retained				
If retaining the property, I intend to (checon Redeem the property Reaffirm the debt Other. Explain	k at least one):	(for ex	cample, avoid lien using 11 U.S.C. § 522(f)).	
Property is (check one):  ✓ Claimed as exempt  Not claimed	as exempt			
Property No. 2 (if necessary)				
Creditor's Name: HomEQ Servicing		Describe Property Securing Debt: Residential real estate property commonly known as: 3619 \$		
Property will be (check one):  ✓ Surrendered ☐ Retained				
If retaining the property, I intend to (checon Redeem the property Reaffirm the debt Other. Explain	k at least one):	(for ex	sample, avoid lien using 11 U.S.C. § 522(f)).	
Property is (check one):  ✓ Claimed as exempt ☐ Not claimed	as exempt			
PART B – Personal property subject to une additional pages if necessary.)	xpired leases. (All three c	olumns of Part B must	be completed for each unexpired lease. Attach	
Property No. 1				
Lessor's Name: Joseph Krichevsky	Describe Leased Residential renta	2 0	Lease will be assumed pursuant to 11 U.S.C. § 365(p)(2):  ✓ Yes No	
Property No. 2 (if necessary)				
Lessor's Name:	Describe Leased	Property:	Lease will be assumed pursuant to 11 U.S.C. § 365(p)(2):  ☐ Yes ☐ No	
<b>2</b> continuation sheets attached ( <i>if any</i> )	L		'	
I declare under penalty of perjury that (	he above indicates my	intention as to any p	roperty of my estate securing a debt and/or	

Date:	December 4, 2009	/s/ Pedro Perez	
		Signature of Debtor	
		/s/ Janette A. Perez	
		CT : D 1	

Signature of Joint Debtor

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# CHAPTER 7 INDIVIDUAL DEBTOR'S STATEMENT OF INTENTION

(Continuation Sheet)

# **PART A** – Continuation

Continuation sheet \_\_\_1 of \_\_\_2

Property No. 3			
Creditor's Name: Illinois Department Of Revenue		Describe Property Secur	ring Debt:
Property will be (check one):  Surrendered  Retained			
If retaining the property, I intend to (check at a Redeem the property  ✓ Reaffirm the debt  ☐ Other. Explain  Property is (check one):  ☐ Claimed as exempt  ✓ Not claimed as e		(for example	e, avoid lien using 11 U.S.C. § 522(f)).
Property No. 4	xempt		
Creditor's Name: Internal Revenue Service		Describe Property Secur	ring Debt:
Property will be (check one):  ☐ Surrendered ✓ Retained			
If retaining the property, I intend to (check at ☐ Redeem the property  Reaffirm the debt  Other. Explain		(for example, avoid lien using 11 U.S.C. § 522(f)).	
Property is (check one): ☐ Claimed as exempt ✓ Not claimed as e	xempt		
Property No. 5			
Creditor's Name: Internal Revenue Service		Describe Property Secur	ring Debt:
Property will be (check one):  ☐ Surrendered ✓ Retained			
If retaining the property, I intend to (check at a Redeem the property  ✓ Reaffirm the debt  ☐ Other. Explain	least one):	(for example	e, avoid lien using 11 U.S.C. § 522(f)).
Property is (check one):  ☐ Claimed as exempt ✓ Not claimed as e	xempt		
PART B – Continuation			
Property No.			
Lessor's Name:	Describe Leased	Property:	Lease will be assumed pursuant to 11 U.S.C. § 365(p)(2):  Yes No
Property No.			
Lessor's Name:	Describe Leased	Property:	Lease will be assumed pursuant to 11 U.S.C. § 365(p)(2):  Yes No

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# CHAPTER 7 INDIVIDUAL DEBTOR'S STATEMENT OF INTENTION

(Continuation Sheet)

# **PART A** – Continuation

	Describe Property Secu 1999 Kenworth W900LT	
	(6	1
	(for exampl	le, avoid lien using 11 U.S.C. § 522(f)).
	Describe Property Secu	ring Debt:
1		
	(for examp	le, avoid lien using 11 U.S.C. § 522(f)).
s exempt		
	Describe Property Secu	ring Debt:
at least one):	(for exampl	le, avoid lien using 11 U.S.C. § 522(f)).
s exempt		
Describe Leased P	Property:	Lease will be assumed pursuant to 11 U.S.C. § 365(p)(2):  Yes No
Describe Leased P	Property:	Lease will be assumed pursuant to 11 U.S.C. § 365(p)(2):
	at least one):  Describe Leased P	1999 Kenworth W900LT

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Joint Debtor

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Perez, Pedro 81 Pine Avenue Riverside, IL 60546 Document Page 38 of 39
Citibank
Capital Management Services, LP
726 Exchange Street, Ste 700
Buffalo, NY 14210

Joseph Krichevsky 355 Rivershire Ct Lincolnshire, IL 60069

Perez, Janette A. 81 Pine Avenue Riverside, IL 60546 Discover Card Nationwide Credit, Inc. P.O. Box 740640 Atlanta, GA 30374-0640 Menards Retail Services PO Box 17602 Baltimore, MD 21297-1602

Law Offices Of Steven H. Mevorah & Associates 900 E. Roosevelt Road Lombard, IL 60108 Discover Financial Services Capital Management Services, LP 726 Exchange Street Suite 700 Buffalo, NY 14210-1494 National City Consumer Loan Services PO Box 5570 Cleveland, OH 44101

American Express NCO Financial Systems, Inc. P.O. Box 15773 Wilmington, DE 19850-5773 Enhanced Recovery Corporation 8014 Bayberry Rd Jacksonville, FL 32256-7412 RAB Inc. Regional Adjustment Bureau, Inc. P.O. Box 34111 Memphis, TN 38184-0111

American Express Bank Aegis PO Box 10908 San Rafeal, CA 94912-0908 Fifth Third Bank PO Box 63900 CC 3110 Cincinnati, OH 45263-0900

RAB Inc. 7000 Goodlett Farms Parkway PO Box 34111 Memphis, TN 38016

Best Buy, HSBC Bank, N.A. LDG Financial Services, LLC P.O. Box 924073 Norcross, GA 30010-6070 Home Depo Credit Services, Citibank (South Dakota), N.A./Citicorp Citi Srvcs PO Box 689105 Des Moines, IA 50368-9105 Sears Charge Plus, Citi Cards Card Services Center P.O. Box 6276 Sioux Falls, SD 57117

Bureau Of Water & Sewer Town Of Cicero 4949 W. Cermak Road Cicero, IL 60804 Home Depot Credit Services Processing Center Des Moines, IA 50364-0500 Sears Credit Cards PO Box 183081 Columbus, OH 43218-3081

Chase PO Box 9001800 Louisville, KY 40290-1800

HomEQ Servicing 701 Corporate Center Drive NC4741 Raleigh, NC 27607

Chase Cardmember Services PO Box 15153 Wilmington, DE 19886 Illinois Department Of Revenue P.O. Box 1040 Galesburg, IL 61402-1040

Chase Cardmember Services PO Box 15153 Wilmington, DE 19886-5153 Internal Revenue Service STOP 6692 AUSC Austin, TX 73301-0021

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## Document Page 39 of 39 United States Bankruptcy Court Northern District of Illinois

IN	RE:	Case No	
Pe	erez, Pedro & Perez, Janette A.	Chapter 7	
	Debtor(s)		
	DISCLOSURE OF COMPENSATION OF ATT	TORNEY FOR DEBTOR	
1.	Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that I am the attorney for one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services re of or in connection with the bankruptcy case is as follows:		
	For legal services, I have agreed to accept	\$	2,200.00
	Prior to the filing of this statement I have received	\$	2,200.00
	Balance Due	\$	0.00
2.	The source of the compensation paid to me was: Debtor Other (specify):		
3.	The source of compensation to be paid to me is:  Debtor Other (specify):		
4.	I have not agreed to share the above-disclosed compensation with any other person unless th	ey are members and associates of my law firm.	
	I have agreed to share the above-disclosed compensation with a person or persons who are recogether with a list of the names of the people sharing in the compensation, is attached.	not members or associates of my law firm. A copy of the	agreement,
5.	In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the ba	nkruptcy case, including:	
6.	a. Analysis of the debtor's financial situation, and rendering advice to the debtor in determining b. Preparation and filing of any petition, schedules, statement of affairs and plan which may be Representation of the debtor at the meeting of creditors and confirmation hearing, and any a Representation of the debtor in adversary proceedings and other contested bankruptey matter.  [Other provisions as needed]  By agreement with the debtor(s), the above disclosed fee does not include the following services:	required; djourned hearings thereof;	
	CERTIFICATION  certify that the foregoing is a complete statement of any agreement or arrangement for payment to proceeding.	me for representation of the debtor(s) in this bankruptcy	
١.	December 4, 2009 /s/ Gregory M. Berg		

Gregory M. Berg
Law Offices Of Steven H. Mevorah
& Associates
900 E. Roosevelt Road
Lombard, IL 60108
(630) 932-9100 Fax: (630) 932-9868
GBerg@Mevorahlaw.com

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Date